

## **LICENSING COMMITTEE**

At a Special Meeting of the Licensing Committee held in Committee Room 3, Council Offices, Garshake Road, Dumbarton on Wednesday, 3 July 2014 at 10.00 a.m.

**Present:** Councillors Jim Brown, Lawrence O'Neill and Tommy Rainey.

**Attending:** Raymond Lynch, Senior Solicitor; Robert Mackie, Senior Officer (Licensing Services); and Scott Kelly, Committee Officer, Legal, Democratic and Regulatory Services.

**Apologies:** Apologies for absence were intimated on behalf of Provost Douglas McAllister and Councillors Jim Finn, Jonathan McColl, John Mooney and Hazel Sorrell.

**Councillor Lawrence O'Neill in the Chair**

### **DECLARATIONS OF INTEREST**

It was noted that there were no declarations of interest in the item of business on the agenda.

#### **CIVIC GOVERNMENT (SCOTLAND) ACT 1982 PART V – PUBLIC PROCESSIONS. POLICE, PUBLIC ORDER AND CRIMINAL JUSTICE (SCOTLAND) ACT 2006 - NOTICE OF PROPOSAL TO HOLD A PUBLIC PROCESSION: DUMBARTON ORANGE & PURPLE DISTRICT NO. 27**

A report was submitted by the Head of Legal, Democratic and Regulatory Services requesting that the Committee consider whether to depart from the Council's code of conduct, which restricts the playing of music until 9.00 am, to allow the playing of music at 8.00 am as requested by the Dumbarton Orange & Purple District No. 27 within their notice of proposal to hold a Public Procession submitted on 26 May 2014 and subsequent email received on 28 May 2014.

Having heard the Senior Solicitor, the Committee agreed that a representation from Councillor Jim Bolland, which had been received by the Senior Officer (Licensing Services) on 26 June 2014, should be circulated and taken into account. Copies of Councillor Bolland's representation were circulated accordingly.

It was noted that the applicant, Mr William Giffen, and Mr Iain Turner, District Manager, Dumbarton Orange & Purple District No. 27 were in attendance. It was also noted that Chief Inspector Mark Lundie was in attendance of behalf of the Police authority.

The Committee then heard from Chief Inspector Lundie in relation to Police observations on the proposed procession.

Mr Giffen and Mr Turner were then invited to come forward and were heard in support of the application

Following discussion, the Senior Officer (Licensing Services) was heard in answer to a Members' questions.

Councillor O'Neill, having failed to find a seconder for his motion supporting the granting of the application, requested that his dissent be recorded.

**DECIDED:**

That the application be refused and that no deviation be made from the Council's code of conduct which restricts the playing of music until 9.00 a.m.

The meeting closed at 10.15 a.m.